

REMARKS/ARGUMENTS

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 1-14 are pending, Claims 1, 6, 11 and 13 having been amended by way of the present amendment.

In the outstanding Office Action Claims 1-14 were rejected as being anticipated by Rysgaard et al. (EP 0966136, hereinafter Rysgaard).

As a preliminary matter, the Examiner is respectfully requested to acknowledge the references cited in the Information Disclosure Statement filed on July 7, 2004. Applicants respectfully request receiving a copy of an initialed copy of U.S. PTO Form 1449. For the Examiner's convenience, another copy of this IDS is filed herewith along with the July 7, 2004 date-stamped filing receipt. In addition, an English language translation of EP 0742676 has been included with this resubmission of the IDS.

Each of the independent claims has been amended to clarify that each time whenever the mobile station starts communication, the mobile station transmits language select information for selecting a language in which information is to be received. The claims have been amended in this way, to help clarify the claimed invention and further distinguish the asserted prior art.

On page 8 of the outstanding Office Action, first full paragraph, the outstanding Office Action asserts that Rysgaard does disclose transmitting the language select information when starting communications. Applicants disagree with this characterization. Nevertheless, to further emphasize the difference between the claimed invention and Rysgaard, the claims have been amended to clarify that it is every time the mobile station begins communications, this information is transmitted.

Turning to Rysgaard, Rysgaard describes a system in which a mobile user may dial a telephone number of a service provider via first keyboard 75 (column 5, lines 1-4) and the user of the mobile phone can tell an agent at a central station which text data groups he wants to have changed and/or which new language he wants to have provided in the memory area 15 of the mobile phone for the text data (column 5, lines 23-27). Thus, one embodiment of Rysgaard requires an acoustic communication of the mobile user to a central service provider for switching the language. However, at column 6, beginning at line 35 and continuing to line 52, Rysgaard explains how to implement a non-acoustic communication between the agent and the user (column 6, lines 40-41). Moreover, Rysgaard explains that this coordination concerning languages and wording does not necessarily need to be done acoustically between the agent and the user, but may also be based on data transfer via an air interface 35 and/or telecommunications network 55. The transfer of text groups may be initiated either by the mobile phone or the central station. However, Rysgaard is quite clear that text data groups of one or more languages may be added, deleted or changed in comparison to text data already stored in the memory area by generating a new text file at the central station, according to the wishes of the user of the mobile phone (column 6, lines 47-52). Thus, to effect a change, the mobile user must first establish communication with the central station and then request a change.

The outstanding Office Action asserts that “Rysgaard does suggest the mobile station includes a transmission unit for transmitting the language select information when starting communication”. However, based on the above citations in Rysgaard, there is no suggestion that Rysgaard suggests transmitting the language select information when starting communication. Even more certainly, Rysgaard neither teaches nor suggests the mobile station transmitting the language select information each time whenever the mobile station starts communication.

An advantage of transmitting the language select information each time when starting of communication, is that the user need not call or otherwise communicate with the service provider, as is the case with Rysgaard to select a different language. Instead, the user need only one select the language from the memory 12 of the mobile terminal 10 so that the language select information can be generated and then the mobile terminal transmits the language select information to the service provider "each time whenever the mobile station starts communication". Once the language is selected, the mobile user need not be required to inform any other base station about a preferred language because the mobile terminal automatically does it for him.

As Rysgaard fails to teach or suggest this feature included in each of the independent claims, it is respectfully submitted that each of Claims 1-14 as amended, patentably defines over Rysgaard.

Consequently, in view of the present amendment and in light of the foregoing comments, it is respectfully submitted that the invention defined by Claims 1-14, as amended, is patentably distinguishing over the prior art. The present application is therefore believed to be in condition for formal allowance and an early and favorable reconsideration of this application is therefore requested.

Respectfully submitted,

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